



Docket No.: 1080.1067

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Kenichi UTSUMI et al.

Serial No. 09/187,749

Group Art Unit: 3623

Confirmation No. 3456

Filed: November 9, 1998

Examiner: Irshadullah, M.

For: LICENSE DEVOLUTION APPARATUS

AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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A Notice of Appeal along with a petition for a three-month extension of time, together with the requisite fee for same, was submitted on November 18, 2003, setting a period to file an Appeal Brief on January 18, 2004.

An Advisory Action was mailed February 2, 2004 in response to the Substitute Amendment After Final Rejection filed January 7, 2004 in the USPTO. In the Advisory Action, the Examiner did not enter the amendments to the claims, because the Examiner asserts that the claim amendment do not place the claims in better form for appeal by materially reducing or simplifying the issues for appeal. The Applicants respectfully disagree.

A Request for Continued Examination (RCE) is filed concurrently herewith along with a Petition for a 1-month extension of time, together with the requisite fee for same, thereby extending the period for response to the Notice of Appeal to February 18, 2004. This Response is timely filed on February 18, 2004.

Entry of the claim amendments and reconsideration of the remarks in the Substitute Amendment After Final Rejection filed January 7, 2004 is respectfully requested. The following remarks and a new claim are respectfully submitted in response to the Examiner's comments in the Advisory Action.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.